In re the Application of:	) Group Art Unit: Not-Yet-Assigned
Thomas P. Coen, et al	Examiner: Not-Yet-Assigned
Serial No.: 10/625,194	)
<b>Filed:</b> July 23, 2003	)
For: IRRIGATION SHEATH	)
	<u> </u>

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 CFR § 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO/SB/08A (08-00). Copies are not enclosed since each item was submitted or cited in a parent application (Serial No. 09/886,754)

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

CERTIFICATE OF MAILING
(37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposit with the Unites States Postal Services on the date shown below with sufficient postage as "First Class Mail" to addressee in an envelope addressed to the Commissioner for Patents, Alexandria, VA 22313-1450

Maritza D. Kidd

Name of Person transmitting Paper

Signature of Person depositing Pape

Date of deposit

PA:52119311.1/2024729-7014395001

## Information Disclosure Statement Filing Provision:

vithin tiled un	hree mo der § 1.: or (3) be	S is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) on the filing date of the application, which is not a continued prosecution application 53(d) or (2) within three months of entry of the national stage as set forth in 37 CFR § fore the mailing of a first Office action on the merits; or (4) before the mailing of a first filing a request for continued examination under § 1.114. Thus, no fee is required.			
		However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR §1.17(p) to the deposit account referenced below.			
		However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and a statement under 37 CFR § 1.97(e) is included below, thus no fee is required.			
on the 1	nerits, b	S is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action out before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR			
g 1.511		The fee due under 37 CFR § 1.17(p) is submitted herewith.			
		A statement under 37 CFR § 1.97(e) is included below, thus no fee is required. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR § 1.97(d) and charge the fee due under 37 CFR § 1.17(p) to the deposit account below.			
\$ 1.113 statement	or a No ent unde	OS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR otice of Allowance under 37 CFR § 1.311, but before payment of the issue fee. A er 37 CFR § 1.97(e) is included below. The fee due under 37 CFR § 1.17(p) is submitted			
		STATEMENT UNDER 37 CFR § 1.97(e):			
П	Each it	tem contained in this IDS was first cited in any communication from a foreign patent office			
in a co		rt foreign application not more than three months prior to the filing of this IDS.			
		m contained in this IDS was cited in a communication from a foreign patent office in a			
counte	rpart for	reign application, and, to the knowledge of the person signing this statement after making			
reasonable inquiry, no item of information contained in this IDS was known to any individual designated					
in 37 (	CFR § 1	.56(c) more than three months prior to the filing of this IDS.			
		$oldsymbol{oldsymbol{\mathcal{L}}}$			

	PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:					
	A check in the amount of is enclosed for the above fee(s).					
	Please charge to Deposit Account No. 50-2518 for the above fee(s).					
$\boxtimes$	Although applicant believes no fee is required, the Commissioner is authorized to charge any fees					
	required by the filing of these papers, and to credit any overpayment to Bingham McCutchen's					
	Deposit Account No. 50-2518.					
	Respectfully submitted, BIGHAM McCUTCHEN LLP					
Dated:	By: David T. Burse Reg. No. 37,104					
RING	HAM McCUTCHEN LLP					

(650) 849-4400

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Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Complete if Known				
Application Number	10/625,194			
Filing Date	July 23, 2003			
First Named Inventor	Thomas P. Coen, et al			
Group Art Unit	Not-Yet-Assigned			
Examiner Name	Not-Yet-Assigned			
Attorney Docket Number	2024729-7014395001 (260/048DV)			

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			U.S. PATENT DOCL	JMENTS	
Examiner Initials	Cite No.1	U.S. Patent Docume  Kind Coo  Number  (if known	de <sup>2</sup> Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1.	4,935,017	Sylvanowicz	06-1990	
	2.	5,267,982	Sylvanowicz	12-1993	
	3.	5,348,555	Zinnanti	09-1994	
···	4.	5,354,291	Bales et al	10-1994	
	5.	5,441,503	Considine et al	08-1995	
	6.	5,449,357	Zinnanti	09-1995	
	7.	5,571,161	Starksen	11-1996	
	8.	5,669,881	Dunshee	09-1997	
	9.	5,871,525	Edwards et al	02-16-1999	
	10.	5,893,884	Tu	04-1999	
	11.	5,928,241	Menut et al	07-1999	
	12.	5,947,990	Smith	09-1999	
	13.	6,033,402	Tu et al	03-07-2000	
-	14.	6,063,081	Mulier et al	05-16-2000	
-	15.	6,090,105	Zepeda et al	07-18-2000	
	16.	6,126,592	Proch et al	10-03-2000	
	17.	6,152,919	Hakky	11-2000	
	18.	6,159,198	Gardeski et al	12-2000	
	19.	6,159,209	Hakki	12-2000	
	20.	6,165,174	Jacobs et al	12-26-2000	
	21.	6,174,308	Goble et al	01-2001	
	22.	6,217,576	Tu et al	04-2001	
	23.	6,544,247	Gardeski et al	04-2003	

FOREIGN PATENT DOCUMENTS								
Examiner Initials* Cite No.1 Office3 Number4 (if known)		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sub>6</sub>			
	24.	wo	97/41793		Jacobs	11-13-1997		

$\overline{}$	 	
Examiner	Date	
Signature	Considered	]

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents. Alexandria, VA 22313-1450.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark hee if English language Translation is attached.